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U.S. Department
of Transportation

**National Highway
Traffic Safety
Administration**

Memorandum

NHTSA-2002-13219-2

Subject: Petition for Import Eligibility
Decision on 2002 Ferrari 360's
Manufactured Before September 1, 2002

Date: *AUG 26 2002*

From: *Coleman Sachs*
Coleman Sachs
Attorney

Reply to
Attn. of:

02 SEP 18 PM 3:50
DEPT. OF TRANSPORTATION

To: Docket Management

Please place the attached petition for a decision that
nonconforming 2002 Ferrari 360 passenger cars manufactured
before September 1, 2002 are eligible for importation in Docket
No. NHTSA-2002-13219.

Attachment

#



SAFETY BELTS SAVE LIVES

G & K AUTOMOTIVE CONVERSION, INC.

3231 S. STANDARD AVE. SANTA ANA, CA 92705-5641

(714) 545-9503 FAX (714) 545-7667

August 2, 2002

Luke Loy
Department of Transportation
400 Seventh Street S.W.
Washington, DC 20590
202-366-1024

Re: 2002 Ferrari 360 petition, FMVSS 401

Dear Mr. Loy,

In response to your fax dated August 1st, 2002 our response is as follows:

Our subject vehicle is manufactured prior to September 1, 2002 therefore; we request that our petition be processed on that basis. G & K Automotive Conversion, Inc. will provide data on an acceptable mechanism device that will meet S4.3(b) of the standard in the future for any vehicles manufactured from September 1st, 2002.

Sincerely,


George Gemayel
G & K Automotive Conversion, Inc.

G & K AUTOMOTIVE CONVERSION, INC.

3231 S. STANDARD AVE. SANTA ANA, CA 92705-5641
(714) 545-9503 FAX (714) 545-7667

July 12, 2002

Luke Loy
U.S. Department of Transportation
400 7th Street, S.W.
Washington, DC 20590
(202) 366-1024

Re: 2002 Ferrari 360 petition

Dear Mr. Loy,

Part # 581

We received your fax dated July 8, 2002 regarding the timetable for the Part 581 Bumper testing. At this time we will be replacing the bumpers with U.S. bumpers instead of modifying them. Please see attached invoices.

As for FMVSS 401 please see attached drawing and invoices for the parts required. Please let us know if you need any other information and when we can expect our petition to be published.

Sincerely,


George Gemayel
G & K Automotive Conversion, Inc.

Pages: 5

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G&K AUTOMOTIVE CONVERSION, INC.

3231 S. STANDARD AVE. SANTA ANNA, CA 92705-5641
(714) 545-9503 FAX(714) 545-7667

May 28, 2002

PETITION FOR IMPORT ELIGIBILITY DETERMINATION

IAW 49 CFR 593.5 (a) (1)

**Administrator
National Highway Traffic Safety Administration
400 7th Street SW.
Washington, DC 20590**

ATTN: NEF-32 Import Eligibility

**Petitioner: G&K Automotive Conversion, Inc.
3231 S. Standard Ave.
Santa Ana, CA 92705-5641**

Registered Importer Number: R90-007

Dear Sir or madam:

The following is the basis for this petition:

PART 593.6 (a) (1):

The vehicle for which a determination is sought is 2002 model year Ferrari 360 automobile. We will refer to this as "**our vehicle**". This vehicle is manufactured by Ferrari. The VIN number of our vehicle, which was carefully inspected for comparison, is ZFFYT53B000125593.

~~All vehicles~~ will have a recall campaign search performed. Vehicles which have outstanding recalls that have not been corrected, will have the required recall repairs completed at the time of conversion and documented in the Compliance Package.

PART 593.6 (a) (2):

The vehicle, which we believe to be substantially similar to those for which a determination is sought, is a 2002 U.S. Certified Ferrari 360 automobile. We will refer to these as the “**U.S. Companion Model**”. This vehicle was manufactured by Ferrari.

PART 593.6 (a) (3):

The vehicle which we believe to be substantially similar to our vehicle, the U.S. Companion Model, were manufactured by Ferrari for importation into and sale in the United States and had a label affixed by Ferrari certifying that the U.S. Companion Model complied with all applicable FMVSS. However, Our Vehicle was not certified by Ferrari as complying with applicable FMVSS, and was not included on the DOT vehicle eligibility list as updated and modified through the date of this Petition.

PART 593.6 (a) (4):

Since a U.S. Certified Companion exists, we seek your determination that Our Vehicle are substantially similar to the U.S. Companion Model, and therefore, eligible for importation and further modification to comply with all applicable FMVSS.

PART 593.6 (a) (5):

The following outline presents data, views, and arguments to show that Our Vehicle were either originally manufactured to comply with applicable FMVSS, same as the U.S. Companion Models, or are capable of being readily modified to comply with applicable FMVSS. All statements concerning compliance of Our Vehicle with applicable FMVSS, or modifications required to enable Our Vehicles to comply with applicable FMVSS, are the result of a detailed inspection and investigation of available literature comparing Our Vehicle with the U.S. Companion Model. All modifications use readily available standard parts, and do not require changes to the basic structure of the vehicle.

FMVSS 101

Except as shown below, all controls and displays meet the requirements of FMVSS 101 in the same manner as the U.S. Companion Model.

1. The word “BRAKE” must be added to the instrument cluster in place of the ECE warning symbol.
2. The speedometer does not read in MPH, and therefore, must be modified.

This is accomplished by modifying the instrument cluster by installing a chip and downloading US version information which also results in the seat belt warning symbol and other warning emblems reading appropriately in English.

Part Number for Chip: FAI001

FMVSS 102:

The markings, starter interlock, shift pattern, brake effect and other components necessary to meet the requirements of this FMVSS are identical to those found in the U.S. Companion Model.

FMVSS 103:

The windshield defrosting and defogging system is identical to that found in the U.S. Companion Model.

FMVSS 104:

The windshield wiping and washing systems are identical to those found in the U.S. Companion Model.

FMVSS 106:

The brake hoses are identical to those found in the U.S. Companion Model.

FMVSS 108:

Except as outlined below, all lamps, reflective devices and associated equipment are identical to those found in the U.S. Companion Model. The following modifications must be made to meet the requirements of FMVSS 108.

1. U.S. certified front and rear side marker assemblies must be installed.

Part Number for Front Side markers: 147563

Part Number for Rear Side markers: 140594

2. We will modify the tail lamp assembly wiring on our Ferrari so that the tail lamps will operate in the same manner as those on the U.S. certified version of the vehicle. The modification is done by welding the circuit in the tail lamp assembly so that it operates in the same manner as those on US certified version vehicles.

FMVSS 109:

Our model come equipped with tires, which meet the requirements of this FMVSS and bear the "DOT" symbol and required markings, identical to that found on the U.S. Companion Model.

FMVSS 110:

A tire information placard must be affixed to Our Model in order to comply fully with the requirements of FMVSS 110.

FMVSS 111:

The Drivers side and inside rear view mirrors meet the requirements of this FMVSS, identical to those found in the U.S. Companion Model. However, The Passenger side rearview mirror does not comply with this FMVSS and will be modified by permanently etching the mirror with the statement" Objects In Mirror Are Closer Than They Appear".

FMVSS 113:

The Hood latch System is identical to that found in the U.S. Companion Model and complies with all requirements of FMVSS 113.

FMVSS 114:

Our vehicle must have a chip installed in the instrument cluster and US version information downloaded in order for our vehicle to fully comply with the requirements of FMVSS 114.

Part Number for Chip: FAI001

FMVSS 116:

Our vehicle come equipped with DOT approved brake fluid, and the top for the Master Cylinder is marked with the required "DOT" brake fluid and "DOT" brake fluid information. The Master Cylinder is identical to that found in the U.S. Companion Models.

FMVSS 118:

The power window system is original and is wired so that the window transport is inoperative when the ignition is switched off, it is identical to the US version. We will inspect each vehicle and if it not equipped with a relay we will install one.

Part Number for Relay: 185888

FMVSS 124:

The accelerator control system has two sources of energy, identical to that found in the U.S. Companion Model, and therefore, meets the requirements of FMVSS 124.

FMVSS 135:

The hydraulic brake system and the parking brake systems are identical to those found in the U.S. Companion Model.

FMVSS 201:

The interior components covered by FMVSS 201 are identical to those found in the U.S. Companion Models except the interior occupant compartment components, which are necessary to comply with upper Interior Impact requirements. We will inspect the interiors of all incoming vehicles, and if necessary, replace the trim components of the occupant compartment, which are non-complying.

Part Number Instrument: 186383, 8186383

Part Number Seatbacks: 663259

Armrests: R.H. 659388, L.H. 659392

Sun visors: R.H. 658729, L.H. 658728

FMVSS 202:

Our Vehicles come equipped with head restraints that are identical to those found in the U.S. Companion Model, and therefore, comply with the requirements of FMVSS 202.

FMVSS 203:

NA. When the requirements of FMVSS 208 are met. Conforms to S 5.1 of FMVSS 208(impact from steering controls).

FMVSS 204:

The steering column, shaft, and parts applicable to FMVSS 204 are identical to those found in the U. S. Companion Model, and therefore, comply with the requirements of FMVSS 204.

FMVSS 205:

The glass and glazing materials are identical to those found in the U.S. Companion Model, and therefore, comply with the requirements of FMVSS 205.

FMVSS 206:

The door locks and door retention components are identical to those found in the U.S. Companion Model, and therefore, comply with the requirements of FMVSS 206.

FMVSS 207:

The seating system components are identical to those found in the U.S. Companion Model, and therefore comply with the requirements of FMVSS 207.

FMVSS 208:

The passive restraint systems found in Our Vehicles must be modified in order to fully comply with the requirements of FMVSS 208. The modifications include the installation of the following U.S. certified components as found in the U.S. companion Model.

1. Will inspect all incoming vehicles and if necessary replace any seatbelts, air bag control units, air bags and knee bolsters that are not identical to the U.S. certified components.

Part Number for Air Bag Driver's side: 662040

Part Number for Air Bag Passenger's side: 651489

Part Number for Air Bag Control Unit: 179793

Part Number for Air Bag Cable: 164825

Part Number for Seatbelt R.H.: 65802400

Part Number for Seatbelt L.H.: 65802500

Part Number for Knee Bolsters: 635473

Our Vehicles come equipped with a passive restraint system which includes a seat belt warning lamp, driver and passenger air bags, driver and passenger knee bolsters, air bag crash sensors and air bag control unit. They also are equipped with combination lap and shoulder belts, which are type 2 as found in the U.S. Companion Models. These manual

belt systems are automatic, self-tensioning and are released by means of a single red push button.

FMVSS 209:

The seat belt assemblies will be inspected and if necessary will be replaced with the U.S. certified components.

Part Number for Seatbelt R.H.: 65802400

Part Number for Seatbelt L.H.: 65802500

FMVSS 210:

The seat belt anchorages and components will be inspected, and if necessary, replaced with the U.S. certified tether anchorage components.

FMVSS 212:

The windshield mounting components, and engineering required to meet the requirements of FMVSS 212 are identical to those found in the U.S. Companion Models, and therefore, meet the requirements of FMVSS 212.

FMVSS 214:

Our Vehicle come equipped with original door beams, and therefore, meet the requirements of FMVSS 214. We will verify the door beams on every incoming vehicle and will document that they are original. If original door beams are not found, the door will be replaced with a U.S. certified door.

Part Number for R. Door: 65909000

Part Number for L. Door: 65909500

FMVSS 216:

Our **Vehicle** come equipped with a body/roof and support structure and components identical to those found in the U.S. Companion model, and therefore, meet the requirements of FMVSS 216.

FMVSS 219:

Our Vehicles come equipped with components, applicable to FMVSS 219, which are identical to those found in the U.S. companion Model. Therefore, Our Vehicle meets the requirements of FMVSS 219.

FMVSS 225:

We will install U.S. model tether anchorages in our vehicle to comply with the Child Restraint Anchorage Systems requirements of FMVSS 225.

Part Number for Bracket for Belt: 66150500

Part Number for Bracket for cover fixing: 66157300

Part Number for Cover: 66153800

Part Number for Bracket for belt coupler: 66154400

FMVSS 301:

The fuel system components found on Our Vehicle, and covered by FMVSS 301, are identical to those found in the U.S. Companion Model except the charcoal canister, air pump, fuel filler neck and the rollover valve, which we will replace. We will also provide a sufficient connection between the fuel tank and the U.S. certified fuel filler neck. We will modify the fuel system and replace all non-U.S. model components with U.S. model components.

Part Number for Charcoal Canister: 186316

Part Number for Air Pump: 181197

Part Number for Fuel Filler Neck: 185264

Part Number for Rollover Valve: 178533

FMVSS 302:

The interior materials and components covered by FMVSS 302, are identical to those found in the U.S. Companion Model, and therefore, meet the requirements of FMVSS 302.

FMVSS 401:

In order to comply with this standard we will modify the hood latch by installing an extra cable on the hood latch so that it is possible to release the trunk from the inside.

49 CFR PART 541:

Our vehicles have the identical anti-theft devices as found on the U.S. Companion Model, and therefore, meet the requirements of 49 CFR Part 541. All of Our Vehicles will be

inspected prior to importation to ensure that the anti-theft devices are present and are identical to those found in the U.S. Companion Model. If necessary, modification prior to importation will be completed to ensure that the identical anti-theft device is present in Our Vehicles as is found in the U.S. Companion Model.

49 CFR Part 565:

A VIN plate, which must be readable from the driver's windshield pillar from outside, must be installed. The Vin plate must contain the original VIN and the wording "Substitute for U.S. VIN" and reference " 49 CFR Part 565 ". In addition, a VIN reference/certification label must be affixed to the edge of the driver's side door or to the latch post nearest the driver.

49 CFR Part 581:

In order to comply with the requirements of CFR Part 581, the front and rear bumpers will be modified to US spec by adding brackets / reinforcement pieces to the bumper structure identical to the pieces used by Ferrari on their US version bumpers, Please see attachment. Although we feel this process will Americanize the European bumpers and the modifications will make the bumpers comply with the requirements of this standard, we are currently scheduling our test to be conducted at:

KarCo Engineering
Automotive Research Center
Frank D. Richardson
9270 Holly Road
Adelanto, Ca 92301
760-246-1672 Phone
760-246-8112 Fax

49 CFR Part 567:

In order to comply with the requirements of Part 567, a certification label will be affixed to the drivers side door jam with the certification information required by part 567.

Recall statements and actions required to correct recall defects, will be reported with the compliance packet for each vehicle

No part of this petition is requested to be withdrawn from Public disclosure.

I state that the foregoing is true and correct.

May 28, 2002

G&K Automotive Conversion, Inc.

BY:  5/28/02
GEORGE GEMAYEL, AUTHORIZED OFFICER